

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

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**Court Minutes**

**December 29, 2008**

- C056651      THE PEOPLE v.  
BRENDAN REIDY TAYLOR      (Not For Publication)**  
The judgment is affirmed.  
RAYE, J.  
We Concur: Nicholson, Acting P.J.  
Robie, J.
- C056825      THE PEOPLE v. AARON B. GREY      (Not For Publication)**  
The judgment is affirmed.  
MORRISON, J.  
We Concur: Sims, Acting P.J.  
Hull, J.
- C056138      GROSSMONT UNION HIGH SCHOOL v.      (Certified For Publication)  
CALIFORNIA DEPARMENT OF EDUCATION**  
The judgment is affirmed. Grossmont shall pay the Department's cost of  
this appeal. ...  
MORRISON, J.  
We Concur: Sims, Acting P.J.  
Hull, J.
- C056267      SIXELLS, LLC. v. CANNERY BUSINESS      (Not For Publication)  
CANNERY BUSINESS PARK et al.**  
The judgment is affirmed. The Cannery, Tsakopoulos, and the C Street  
Investors are entitled to their attorney fees and costs on appeal. ... The matter  
is remanded to the trial court to determine those fees and costs.  
ROBIE, J.  
We Concur: Nicholson, Acting P.J.  
Cantil-Sakauye, J.

**December 30, 2008**

- C057329      THE PEOPLE v.      (Not For Publication)  
FREDERICK DESHAWN DEW**  
The judgment is affirmed.  
BLEASE, J.  
We Concur: Scotland, P.J.  
Davis, J.

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**Court Minutes**

**December 30, 2008, Continued**

**C058628      THE PEOPLE v.      (Not For Publication)**  
**DONALD EUGENE RHINEHART**

The judgment is affirmed.

BLEASE, J.

We Concur: Scotland, P.J.

Davis, J.

**C053133      RICE v. EATON      (Not For Publication)**

The judgment is affirmed. Eaton shall recover costs on appeal.

RAYE, Acting P.J.

We Concur: Robie, J.

Butz, J.

**C059171      In re T.F. et al.; SACRAMENTO      (Not For Publication)**  
**COUNTY DEPARTMENT OF HEALTH**  
**AND HUMAN SERVICES v. T.M.**

The judgment is affirmed.

SCOTLAND, P.J.

We Concur: Hull, J.

Butz, J.

**December 31, 2008**

**C054173      THE PEOPLE v.      (Not For Publication)**  
**CHARLES EDWARD RICHARDS, II**

The judgment of conviction for simple kidnapping under section 207, subdivision (a), and the true findings relating to the victim's kidnapping under section 667.61, subdivision (e) (1) and section 667.8, subdivision (b) are reversed with directions that, if the People do not bring defendant to trial within 60 days after the filing of the remittitur in the trial court pursuant to Penal Code section 1382, subdivision (a) (2)...

MORRISON, J.

I Concur: Robie, J.

I concur in part II of Justice Morrison's opinion. I also agree that the trial court committed prejudicial error in failing to instruct the jury to find whether the movement of the victim was incidental to the underlying crime of child molestation.

I write separately to state that, in my view, substantial evidence supports defendant's conviction for kidnapping, so that defendant may be re-tried for that offense.

Sims, Acting P.J.

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**Court Minutes**

**December 31, 2008, Continued**

- C054903      THE PEOPLE v.      (Not For Publication)**  
**JEFFREY DUPREE JONES**  
The judgment is affirmed.  
MORRISON, Acting P.J.  
We Concur: Butz, J.  
Cantil-Sakauye, J.
- C056075      THE PEOPLE v. ROBERT T. LOZANO      (Not For Publication)**  
The judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect that the firearm enhancement was imposed pursuant to Penal Code section 12022.5, subdivision (a), not subdivision (a) (1), and to send a copy of the amended abstract to the Department of Corrections and Rehabilitation.  
SCOTLAND, P.J.  
We Concur: Blease, J.  
Davis, J.
- C056132      THE PEOPLE v.      (Not For Publication)**  
**LUIS ALONSO VEGA**  
The judgment is affirmed.  
DAVIS, Acting P.J.  
We Concur: Raye, J.  
Butz, J.
- C056850      THE PEOPLE v.      (Not For Publication)**  
**FERMIN CORONADO GALVEZ**  
The judgment is affirmed.  
SCOTLAND, P.J.  
We Concur: Blease, J.  
Davis, J.
- C057309      THE PEOPLE v. IVAN JAY DIXON      (Not For Publication)**  
The portion of the appeal challenging the denial of the motion to suppress is dismissed, and the judgment is affirmed. The trial court is directed to amend the abstract of judgment to separately state the fee, penalty assessments, and surcharges associated with the criminal laboratory analysis and drug program fees, and to forward a certified copy of the amended abstract to the Department of Corrections and Rehabilitation.  
BLEASE, J.  
We Concur: Scotland, P.J.  
Butz, J.

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**Court Minutes**

**December 31, 2008, Continued**

**C058002      THE PEOPLE v.      (Not For Publication)**  
**JOHN DOUGLAS MURDOCK**

The judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect that defendant was convicted of grand theft pursuant to Penal Code section 487b, not section 487, subdivision (b), and to send a copy of the amended abstract to the Department of Corrections and Rehabilitation.

SCOTLAND, P.J.

We Concur: Hull, J.  
Butz, J.

**C058587      THE PEOPLE v.      (Not For Publication)**  
**GRANT CHARLESTON OWENS**

The judgment is modified by reducing the section 290.3 fine to \$200 and reducing the penalties and assessments imposed on the fine (which are computed as a percentage of the base fine)... The trial court is directed to amend the abstract of judgment to reflect these modifications and to send a certified copy of the amended abstract to the Department of Corrections and Rehabilitation.

SCOTLAND, P.J.

We Concur: Blease, J.  
Davis, J.

**C058597      THE PEOPLE v.      (Not For Publication)**  
**KELLY CHARLES JEFFERS**

The judgment is affirmed.

SCOTLAND, P.J.

We Concur: Hull, J.  
Butz, J.

**C048159      GRMSHAW v. REGO      (Not For Publication)**

The appeal is dismissed. Rego shall recover costs on appeal.

RAYE, Acting P.J.

We Concur: Hull, J.  
Butz, J.

**C052361      THE PEOPLE v. JESUS ALEJANDRO PRIETO et al.**  
**BY THE COURT:**

Appellant's petition for rehearing is denied.

SCOTLAND, P.J.

**COURT OF APPEAL  
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THIRD APPELLATE DISTRICT**

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**Court Minutes**

**January 1, 2009**

**There are no minutes for this date.**

**January 2, 2009**

**C057867**

**THE PEOPLE v. FREDERICK ANGELO THOMPSON, JR.  
BY THE COURT:**

Appellant's petition for rehearing is denied.  
SCOTLAND, P.J.